

MALANI L. KOTCHKA
Nevada Bar No. 283
MALANI L. KOTCHKA, LLC
520 South Fourth Street, Suite 320
Las Vegas, NV 89101
Phone: 702-834-7445
Fax: 725-203-2413
mlk@malanilkotchka.com

Attorney for Defendant

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

BOARD OF TRUSTEES OF THE
CONSTRUCTION INDUSTRY AND
LABORERS HEALTH AND WELFARE
TRUST; THE BOARD OF TRUSTEES OF
THE CONSTRUCTION INDUSTRY AND
LABORERS JOINT PENSION TRUST; THE
BOARD OF TRUSTEES OF THE
CONSTRUCTION INDUSTRY AND
LABORERS VACATION TRUST; and THE
BOARD OF TRUSTEES OF THE SOUTHERN
NEVADA LABORERS LOCAL 872
TRAINING TRUST,

Plaintiffs,

v.

WILDHORSE INVESTMENTS, INC. dba
BLACK CANYON CONSTRUCTION, a
Nevada corporation,

Defendant.

Case No.: 2:23-cv-01122-APG-VCF

**STIPULATION AND ORDER
EXTENDING TIME TO FILE
RESPONSIVE PLEADING**

[SECOND REQUEST]

Plaintiffs Board of Trustees of the Construction Industry and Laborers Health and Welfare Trust; the Board of Trustees of the Construction Industry and Laborers Joint Pension Trust; the Board of Trustees of the Construction Industry and Laborers Vacation Trust; and the Board of Trustees of the Southern Nevada Laborers Local 872 Training Trust ("Joint Trust Funds") and Defendant Wildhorse Investments, Inc. dba Black Canyon Construction, by and

through their undersigned counsel, hereby stipulate and request to extend Black Canyon's date to file its responsive pleading (motion to dismiss) from January 8, 2024 to January 15, 2024. The reason this additional week is being requested is that upon returning from an out of country trip, Black Canyon's counsel became ill. This request is not being asserted for any purpose of delay. Pursuant to ECF 30, the Joint Trust Funds will file their opposition to the motion to stay discovery at the same time they filed their opposition to Black Canyon's forthcoming motion to dismiss.

Dated this 5th day of January, 2024.

BROWNSTEIN HYATT FARBER
SCHRECK, LLP

MALANI L. KOTCHKA, LLC

By: /s/ Christopher M. Humes
Christopher M. Humes (SBN 12782)
William D. Nobriga (SBN 14931)
100 North City Parkway
Suite 1600
Las Vegas, NV 89106
Tel 702-382-2101
Fax 702-382-8135
chumes@bhfs.com
wnobriga@bhfs.com

By: /s/ Malani L. Kotchka
Malani Kotchka (SBN 0283)
520 South Fourth Street, Suite 320
Las Vegas, NV 89101
Tel 702-834-7445
Fax 725-203-2413
mlk@malanilkotchka.com

Attorneys for Plaintiffs

Attorneys for Defendant

ORDER

IT IS SO ORDERED.

United States District Judge

Dated: 1-9-2024